P.R. No. 6077/05 Presented by Shri Dr. Sanjeev Sharma dated 24-11-05 SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION. NO. 5943 OF 2005

BETWEEN

Lala Ram Kori S/o Shri Manorey Kori , aged about 46 years, occupation service, working on the post Rural Agriculture Development Officer ,posted at Block Division Nawagarh District Durg (CG).

PETITIONER

RECEIVED-COPY 24/11/05 CLERK to A. G. BILASPUR

AND

1. The State of Chhattisgarh, Through the Secretary Department of Agriculture , Chhattisgarh, D.K.S. Building, Raipur (C.G.)

Attested 24/11/05 A.R. Ammendment in Corporated in Compliance of COC dt 05.12.05

2. The Director, Krishi, Chhattisgarh, Raipur (CG).

3. Dayal Das Baghel , M.L.A. Vidhan Sabha Area Maro, Resident of Village Kunar ,Tehsil Nawagarh District Durg (CG).

4. Shri D.D.Ahire, Senior Agriculture Development Officer Nawagarh district Durg (CG).

5. Smt. Shisiliya Kujur, posted as Rural Agriculture Development Officer, posted at Office of Dy.Director, Dantewada (CG).

6. Tejbhan Soni ,Rural Agriculture Development Officer, posted at Head Quarter Guma ,Block Development Dharsivan District Raipur (CG).

RESPONDENTS

(2)

WRIT PETITION UNDER ARTICLE 226/227 OF CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

39

आदेश पत्रक

मामला क्रमांक WP 5943/05 **सन्** **200**

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

5-12-2005

Shri Awadh Tripathi, counsel for the petitioner.

Shri Sandeep Dubey, Govt. Advocate for the State.

Application for urgent hearing is allowed.

Heard on I.A.No.10189/2005 for deleting the name of respondent No.3.

For the reasons stated in the application (I.A.No.10189/2005), the same is allowed. Let cause title be amended accordingly.

Accordingly, I.A.No.10189/2005 stands disposed of.

Heard.

Learned counsel for the petitioner submits that the petitioner has been transferred from Block Development, Navagarh, District Durg to Deputy Director Agriculture, Dantewada vide order dated 27-10-2005 (Annexure-P/3). He further submits that the petitioner has been transferred during the ban period without coordination and seeking prior approval of the Chief Minister. He also submits that respondent No.6 Tejbhan Singh, whose name finds place in the transfer order dated 27-10-2005 at S.No.50, has been brought on his own expenses in place of the petitioner. Shri Tripathi submits that the transfer of the petitioner is made just to adjust respondent No.6. He also submits that the petitioner submitted representation dated 20-11-2005 (Annexure-P/5) but the same has not been considered.

Learned counsel for the State submits that the petitioner may be directed to make a representation afresh taking all the

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

40

आदेश पत्रक

मामला क्रमांक WP 5943/05 **सन्** 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

grounds raised in this petition before the concerned competent authorities and if such representation is made, the same shall be considered and decided.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of respondents alongwith a copy of the petition and this order within a period of 15 days from today and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within a period of two months from the date of receipt of representation.

Learned counsel for the petitioner submits that the petitioner is not relieved and prays for grant of interim relief

In view of the above, it is directed that if the petitioner has not been relieved and other person has not joined in place of the petitioner, the petitioner be allowed to continue till the representation is decided.

With the aforesaid observations and directions, this petition stands disposed of.

Consequently, M.(W.).P.No. 4728/2005 also stands disposed of.

Certified copy to both the parties.

Sd/-
Fakhruddin
Judge

Gowri

[पीछे देखिये